

ORDINANCE NO. 11-10

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAYWARD REPEALING SECTIONS 2-3.70 THROUGH 2-3.88 OF THE HAYWARD MUNICIPAL CODE RELATING TO THE HUMAN SERVICES COMMISSION AND CITIZENS ADVISORY COMMISSION AND ADDING SECTIONS 2-3.90 THROUGH 2-3.93 ESTABLISHING THE COMMUNITY SERVICES COMMISSION

THE CITY COUNCIL OF THE CITY OF HAYWARD DOES ORDAIN AS FOLLOWS:

Section 1. Sections 2-3.70 through 2-3.88 of the Hayward Municipal Code, relating to the Human Services Commission and the Citizens Advisory Commission, are hereby repealed.

Section 2. Sections 2-3.90 through 2-3.93, establishing the Community Services Commission, are hereby added to the Hayward Municipal Code to read as follows:

“COMMUNITY SERVICES COMMISSION

SEC. 2-3.90 POLICY. It is the public policy of the City of Hayward to: (1) encourage the development of a planned and orderly approach to the development of community services in the City; (2) identify the needs for community services, to plan for the coordinated delivery of such services to residents in need through both private and public resources so as to avoid duplication and conflict of effort; and (3) create and sustain an environment which will encourage and bring about mutual understanding and respect among all groups of the City, eliminate prejudice, discrimination, and disorder, and guarantee equal rights and opportunities for all.

The City Council of the City of Hayward finds that there is a need on the part of the City and the community to institute an official, responsible, community-oriented body within the City government in order to identify the needs for community services, to plan for the coordinated delivery of such services to citizens in need through both private and public resources so as to avoid duplication and conflict of effort, to evaluate the effectiveness of the services provided and to advise the City Council in regard to these functions, to support community improvement goals, to help solve community problems, and to serve as the Citizens Review mechanism of federally financed or aided projects.

SEC. 2-3.91 COMMUNITY SERVICES COMMISSION MEMBERS. The Community Services Commission shall consist of no fewer than seventeen (17) members, one of whom shall be designated Chairperson in the manner provided in section 904 of the Charter. Members of the former Human Services Commission or the Citizens Advisory Commission, who hold office as of the date effective date of this Article, shall serve as the initial members of the Community Services Commission until their terms of office, which terms shall be deemed to

have begun at the time of their original appointment or subsequent reappointment to the former commissions, shall expire and their successors are appointed or qualified in accordance with the provisions of Section 902 of the Charter.

The Chairperson shall preside at all meetings and shall report directly to the City Council on all recommendations of the Commission.

The Commission shall adopt rules and regulations for the conduct of its business, for the time and place of its meetings, and any such rules and regulations shall be printed and made available to the public.

SEC. 2-3.92 LIBRARY AND COMMUNITY SERVICES DEPARTMENT. The Director of Library and Community Services, or his/her authorized representative, shall attend all meetings of the Commission, furnish necessary information, data and records, submit proposals and recommendations and provide technical assistance and advice as required. The Library and Community Services Department shall provide clerical help and maintain files and records of the Commission.

SEC. 2-3.93 POWERS AND DUTIES. As an advisory agency to the City Council, the Community Services Commission shall have the power and duty to:

1. Advise the City of Hayward as to the most effective means of allocating available resources for community services.
2. Promote interagency and intergroup coordination in the development of community social resources.
3. Review and study problems and needs of the community programs and develop effective support needed to secure additional resources either through private channels or through the City or other instrumentalities of the government.
4. Monitor relationship/balance of funding patterns by public and private agencies ensuring fair distribution for the local jurisdiction.
5. Work together with other governmental agencies in keeping abreast of new and current developments in the field of social services in order to maximize the beneficial impact of social programs on the City.
6. By persuasion and conference seek to arrive at voluntary solutions designed to discourage and prevent any and all recognized discriminations based upon race, sex, religion, national origin, age, handicap, sexual orientation, and all other protected categories of persons, if any, under federal and state law, and particularly those discriminations in the areas of housing, employment, and education.

7. Hold hearings and take testimony of any person relating to any matter under investigation or in question before the Commission.
8. Make recommendations which will help to develop a sense of community among those concerned with people serving efforts in Hayward and to create awareness and cooperation between the City and those groups doing social service work in the area.
9. Make and issue reports respecting its studies, research, investigations and other activities, and make information available to other commissions and staff as required.
10. Recommend to the City Council legislation or other remedial steps which the Commission should find to be necessary and desirable.
11. Perform other related duties as directed by the City Council."

Section 3. Should any part of this ordinance be declared by a final decision of a court or tribunal of competent jurisdiction to be unconstitutional, invalid, or beyond the authority of the City, such decision shall not affect the validity of the remainder of this ordinance, which shall continue in full force and effect, provided that the remainder of the ordinance, absent the unexcised portion, can be reasonably interpreted to give effect to the intentions of the City Council.

Section 4. In accordance with the provisions of Section 620 of the City Charter, this ordinance shall become effective 30 days from and after the date of its adoption.

INTRODUCED at a regular meeting of the City Council of the City of Hayward, held the 13th day of September, 2011, by Council Member Henson.

ADOPTED at a regular meeting of the City Council of the City of Hayward, held the 20th day of September, 2011, by the following votes of members of said City Council.

AYES: COUNCIL MEMBERS: Zermeño, Peixoto, Salinas, Henson
MAYOR PRO TEMPORE: Halliday

NOES: COUNCIL MEMBERS: None

ABSTAIN: COUNCIL MEMBERS: None

ABSENT: COUNCIL MEMBERS: Quirk
MAYOR: Sweeney

APPROVED: Benton Halliday
Mayor Pro Tempore of the City of Hayward

DATE: September 27, 2011

ATTEST: William Pears
City Clerk of the City of Hayward

APPROVED AS TO FORM:

Michael S. G...
City Attorney of the City of Hayward

Daily Review

c/o Bay Area News Group-East Bay
22533 Foothill Blvd.
Hayward, CA 94541
Legal Advertising
(800) 595-9595 opt. 4

Hayward, City of/City Clerk
Miriam Lens, 777 B St.
Hayward CA 94541

PROOF OF PUBLICATION

FILE NO. Adopt Ordinance

In the matter of

Daily Review

The Daily Review

I am a citizen of the United States; I am over the age of eighteen years, and not a party to or interested in the above-entitled matter. I am the Legal Advertising Clerk of the printer and publisher of The Daily Review, a newspaper published in the English language in the City of Hayward, County of Alameda, State of California.

I declare that the Daily Review is a newspaper of general circulation as defined by the laws of the State of California as determined by this court's decree, dated March 2, 1950, in the action entitled In the Matter of the Ascertainment and Establishment of the Standing of The Daily Review as a Newspaper of General Circulation, case number 221938. Said decree states that "'The Daily Review' has been established, printed, and published daily in the City of Hayward, County of Alameda, State of California, for one year or more next preceding the date of the filing of said petition, that it is a newspaper published for the dissemination of local and telegraphic news and intelligence of a general character and has a bona fide subscription list of paying subscribers; ... [] and] THEREFORE, ... 'The Daily Review' is hereby determined and declared to be a newspaper of general circulation [within the meaning of Government Code §§ 6000 et seq.]" Said decree has not been revoked, vacated or set aside.

I declare that the notice, of which the annexed is a printed copy, has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to wit:

9/17/2011

I certify (or declare) under the penalty of perjury that the foregoing is true and correct.


Public Notice Advertising Clerk

Legal No.

0004162905

PUBLIC NOTICE OF AN INTRODUCTION OF AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF HAYWARD

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HAYWARD REPEALING SECTIONS 2-3.70 THROUGH 2-3.88 OF THE HAYWARD MUNICIPAL CODE RELATING TO THE HUMAN SERVICES COMMISSION AND CITIZENS ADVISORY COMMISSION AND ADDING SECTIONS 2-3.90 THROUGH 2-3.93 ESTABLISHING THE COMMUNITY SERVICES COMMISSION

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COMMUNITY SERVICES COMMISSION

SEC. 2-3.90 POLICY
SEC. 2-3.91 COMMUNITY
SERVICES COMMISSION
MEMBERS
SEC. 2-3.92 LIBRARY AND
COMMUNITY SERVICES
DEPARTMENT
SEC. 2-3.93 POWERS AND
DUTIES

Section 3. Should any part of this ordinance be declared by a final decision of a court or tribunal of competent jurisdiction to be unconstitutional, invalid, or beyond the authority of the City, such decision shall not affect the validity of the remainder of this ordinance, which shall continue in full force and effect, provided that the remainder of the ordinance, absent the unexcised portion, can be reasonably interpreted to give effect to the intentions of the City Council.

Section 4. In accordance with the provisions of Section 620 of the City Charter, this ordinance shall become effective 30 days from and after the date of its adoption.

Introduced at the special meeting of the Hayward City Council held September 13, 2011, the above-entitled Ordinance was introduced by Council Member Henson.

This ordinance will be considered for adoption at the regular meeting of the Hayward City Council, to be held on September 20, 2011, at 7:00 p.m., in the Council Chambers, 777 B Street, Hayward, California. The full text of this ordinance is available for examination by the public in the Office of the City Clerk.

Dated:
September 17, 2011
Miriam Lens, City Clerk
City of Hayward
DR #4162905

09/25/11 10:25 CLK

